



**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE  
STATE OF CALIFORNIA**

**FILED**

10-29-07  
02:28 PM

Order Instituting Rulemaking to Implement the )  
California Renewables Portfolio Standard )  
Program. )

---

Rulemaking 04-04-026

(Filed April 22, 2004)

**REPLY COMMENTS OF SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E)**  
**ON PROPOSED DECISION**

**MICHAEL D. MONTOYA**  
**CATHY KARLSTAD**  
**WILLIAM V. WALSH**

Attorneys for  
SOUTHERN CALIFORNIA EDISON COMPANY

2244 Walnut Grove Avenue  
Post Office Box 800  
Rosemead, California 91770  
Telephone: (626) 302-4531  
Facsimile: (626) 302-3540  
E-mail: William.V.Walsh@SCE.com

Dated: [October 29, 2007](#)

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE  
STATE OF CALIFORNIA**

Order Instituting Rulemaking to Implement the	)	
California Renewables Portfolio Standard	)	Rulemaking 04-04-026
Program.	)	
<hr/>	)	(Filed April 22, 2004)

**REPLY COMMENTS OF SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E)  
ON PROPOSED DECISION**

In accordance with Rule 14.3 of the California Public Utilities Commission’s (“Commission”) Rules of Practice and Procedure, Southern California Edison Company (“SCE”) respectfully submits these reply comments on the Proposed Decision (“PD”) of Administrative Law Judge Burton W. Mattson, mailed October 1, 2007.

**I.**

**SCE’S REPLY COMMENTS**

The comments to the PD reveal that the three large investor owned utilities (“IOUs”) (SCE, Pacific Gas and Electric Company (“PG&E”), and San Diego Gas and Electric Company (“SDG&E”)) and renewable developers, as represented by the Independent Energy Producers Association (“IEP”) and the Center For Energy Efficiency and Renewable Technologies (“CEERT”), agree that the PD should be modified to provide for additional “modifiable” standard terms to be used in renewables portfolio standard (“RPS”) contracts in order to provide the maximum flexibility needed to enter into such agreements. Specifically, SCE’s reply comments focus on the following:

- Almost universally, the comments state that the PD’s requirement that the Eligibility term remain “non-modifiable” and require a seller to represent and warrant throughout the term of the agreement that the generating facility qualifies

as an eligible renewable resource even if a change in law affecting the RPS eligibility of the facility occurs after the contract is executed, is unacceptable and could potentially lead to a situation where RPS projects are unfinanceable in California.

- PG&E's comments provide additional evidence that the standard Assignment term does not require that a lender assignee be bound by the terms of the agreement, including the assumptions of payment and performance obligations thereunder.
- SCE agrees with PG&E's suggestions regarding the standard "CPUC Approval" and "SEP Awards, Contingencies" terms and the elimination of the verification requirement.

**A. The Standard Non-Modifiable Eligibility Term Proposed In The PD Is Unreasonable**

In addition to SCE's comments to the PD, IEP, PG&E, and SDG&E, have all indicated that requiring the standard "non-modifiable" Eligibility term, as drafted in the PD, is unreasonable and could lead to a situation where RPS projects are unfinanceable in California.<sup>1</sup> These comments indicate that requiring a seller to represent and warrant throughout the term of the agreement that the generating facility qualifies as an eligible renewable resource even if a change in law affecting the RPS eligibility of the facility occurs after the contract is executed, is a risk that renewable developers are unwilling to accept. SCE, and the other IOUs, have found this to be a reasonable business concern given that such changes in law are completely beyond the control of any of the parties and can neither be quantified nor qualified at the time the contract is executed. Thus, SCE, and others, propose that the Eligibility term be modifiable.

In the alternative, SDG&E proposed the following standard non-modifiable Eligibility term:

Seller, and, if applicable, its successors, represents and warrants that throughout the Delivery Term of this Agreement: (i) the Project qualifies, is certified by the CEC, and, in the event of changes in law continues to be certified by the CEC, as an Eligible Renewable Energy Resource

---

<sup>1</sup> See, generally, PG&E's, SDG&E's, and IEP's Comments to the PD.

~~continues to qualify for certification under the rules for CEC certification as an Eligible Renewable Energy Resource~~; and (ii) the Project's output delivered to Buyer qualifies under the requirements of the California Renewables Portfolio Standard. To the extent a change in law occurs after execution of this Agreement that causes this representation and warranty to be materially false or misleading, it shall not be an Event of Default if Seller has used commercially reasonable efforts to comply with such change in law.<sup>2</sup>

This language is similar to the language SCE already uses in its RPS contract, only SCE typically defines "commercially reasonable" to mean that the project will not be required to incur out-of-pocket costs in excess of a certain dollar amount per calendar year in order to be in compliance under any revised RPS law. SCE supports SDG&E's language with the caveat that "commercially reasonable" be defined by the parties as SCE has done so in its previous agreements. There is great value to the IOUs, their customers, and renewable developers, in doing so in that it creates financial certainty for the developers and their lenders, and potentially avoids costly litigation over this term.

In addition, it is important that the definition of "commercially reasonable" remain negotiable between the parties. Any definition forced by the Commission could have negative consequences. For example, if the Commission were to impose a non-modifiable obligation to incur out-of-pocket costs of a relatively large dollar amount, then smaller RPS projects would be disadvantaged in relation to larger projects in that their relative exposure to a risk of a change in law would be much greater. Under SCE's approach, the parties are able to negotiate a definition of "commercially reasonable" efforts that takes into account the size and nature of the project. Moreover, if the standard definition of "commercially reasonable" is relatively onerous, then sellers will simply attempt to capture this additional risk through higher energy prices.

Accordingly, in order to avoid these pitfalls, the PD should be modified to make the standard Eligibility term modifiable, or, at the very least, make any definition of "commercially reasonable" modifiable.

---

<sup>2</sup> SDG&E Comments to the PD at 4.

**B. PG&E's Comments Provide Further Evidence That The Standard Assignment Term Incorrectly Assumes That A Lender Assignee Would Be Bound By The Agreement**

As SCE stated in its comments to the PD, the PD incorrectly assumes that the standard Assignment term will require a lender assignee to be bound by the terms of the agreement, including the assumptions of payment and performance obligations thereunder. SCE further stated that to the extent other buyers can “live with” the standard Assignment term, these buyers were simply postponing the negotiation of the consent to collateral agreement between the seller, buyer, and lender, to a later time, and that these agreements do not provide that a lender assignee will be bound by all of the terms of the agreement. PG&E’s comments provide additional evidence that buyers are taking the path as described in SCE’s comments. Specifically, PG&E states:

To ensure that the new generation energy projects obtain financing and are successful, PG&E will generally consent to such assignments of security interests in a PPA and the associated the accounts, revenues and proceeds of such PPA with the appropriate consents to assignment executed by PG&E, seller and the lender. As third party lenders do not typically have the experience and ability to construct a new generation energy project and deliver renewable energy over the delivery term of the PPA, PG&E does not require or desire that such third party lenders assume all of the obligations under the PPA.<sup>3</sup>

Thus, as SCE requested in its comments to the PD, the Assignment term should be modifiable in order to allow the IOUs to set forth clear directions to sellers and their lenders the rights SCE is willing to give them, and the obligations SCE is expecting of them in return, under a future consent to collateral agreement. These directions provide value to the IOUs’ customers in that it places the IOUs in a better position to negotiate the terms of these agreements.

---

<sup>3</sup> PG&E’s Comments to the PD at 5 (emphasis in original).

**C. SCE Agrees With PG&E's Suggestions Regarding The Standard CPUC Approval And SEP Awards, Contingencies Terms And The Elimination Of The Verification Requirement**

SCE supports PG&E's request to modify the PD to eliminate subsection (c) of the standard "CPUC Approval" term. Subsequent Commission decisions have made this term unnecessary. In addition, as stated by PG&E, SB 1036 terminates the current SEP process; therefore, it is unnecessary to maintain the standard "SEP Awards, Contingencies" term. Finally, the verification requirement should be deleted because it creates unnecessary additional burdens on the IOUs and its counterparties.

**II.**

**CONCLUSION**

Based on all of the foregoing reasons, the PD should be modified as set forth herein.

Respectfully submitted,

MICHAEL D. MONTOKA  
CATHY KARLSTAD  
WILLIAM V. WALSH

/s/ William V. Walsh

By: William V. Walsh

Attorneys for  
SOUTHERN CALIFORNIA EDISON COMPANY

2244 Walnut Grove Avenue  
Post Office Box 800  
Rosemead, California 91770  
Telephone: (626) 302-4531  
Facsimile: (626) 302-3540  
E-mail: William.V.Walsh@SCE.com

Dated: October 29, 2007

**CERTIFICATE OF SERVICE**

I hereby certify that, pursuant to the Commission's Rules of Practice and Procedure, I have this day served a true copy of **REPLY COMMENTS OF SOUTHERN CALIFORNIA EDISON COMPANY (U 338-E) ON PROPOSED DECISION** on all parties identified on the attached service list(s). Service was effected by one or more means indicated below:

Transmitting the copies via e-mail to all parties who have provided an e-mail address. First class mail will be used if electronic service cannot be effectuated.

Executed this 29th [day of October, 2007](#), at Rosemead, California.

/s/ Sara Carrillo

[Sara Carrillo](#)

SOUTHERN CALIFORNIA EDISON COMPANY

2244 Walnut Grove Avenue  
Post Office Box 800  
Rosemead, California 91770

**R.04-04-026**

Monday, October 29, 2007

ABBAS M. ABED  
ASSOCIATE DIRECTOR  
NAVIGANT CONSULTING, INC.  
402 WEST BROADWAY, SUITE 400  
SAN DIEGO, CA 92101  
R.04-04-026

JASON ABIECUNAS  
BLACK & BEATCH GLOBAL RENEWABLE  
ENERGY  
RENEWABLE ENERGY CONSULTANT  
11401 LAMAR  
OVERLAND PARK, KS 66211  
R.04-04-026

DAN ADLER  
DIRECTOR, TECH AND POLICY  
DEVELOPMENT  
CALIFORNIA CLEAN ENERGY FUND  
5 THIRD STREET, SUITE 1125  
SAN FRANCISCO, CA 94103  
R.04-04-026

CASE ADMINISTRATION  
SOUTHERN CALIFORNIA EDISON COMPANY  
2244 WALNUT GROVE AVENUE  
ROSEMEAD, CA 91770  
R.04-04-026

LYNN M. ALEXANDER  
LMA CONSULTING  
129 REDWOOD AVENUE  
CORTE MADERA, CA 94925  
R.04-04-026

CATHIE ALLEN  
CA STATE MGR.  
PACIFICORP  
825 NE MULTNOMAH STREET, SUITE 2000  
PORTLAND, OR 97232  
R.04-04-026

GARY L. ALLEN  
SOUTHERN CALIFORNIA EDISON  
2244 WALNUT GROVE AVENUE  
ROSEMEAD, CA 91770  
R.04-04-026

SCOTT J. ANDERS  
RESEARCH/ADMINISTRATIVE DIRECTOR  
UNIVERSITY OF SAN DIEGO SCHOOL OF  
LAW  
5998 ALCALA PARK  
SAN DIEGO, CA 92110  
R.04-04-026

ROD AOKI  
ATTORNEY AT LAW  
ALCANTAR & KAHL, LLP  
120 MONTGOMERY STREET, SUITE 2200  
SAN FRANCISCO, CA 94104  
R.04-04-026

Nilgun Atamturk  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5303  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

BARBARA R. BARKOVICH  
BARKOVICH & YAP, INC.  
44810 ROSEWOOD TERRACE  
MENDOCINO, CA 95460  
R.04-04-026

R. THOMAS BEACH  
PRINCIPAL  
CROSSBORDER ENERGY  
2560 NINTH STREET, SUITE 213A  
BERKELEY, CA 94710-2557  
R.04-04-026

ROGER BERLINER  
PRESIDENT  
BERLINER LAW PLLC  
1747 PENNSYLVANIA AVE. N.W., STE 825  
WASHINGTON, DC 20006  
R.04-04-026

C. SUSIE BERLIN  
MCCARTHY & BERLIN, LLP  
100 PARK CENTER PLAZA, STE. 501  
SAN JOSE, CA 95113  
R.04-04-026

SCOTT BLAISING  
ATTORNEY AT LAW  
BRAUN & BLAISING, P.C.  
915 L STREET, SUITE 1420  
SACRAMENTO, CA 95814  
R.04-04-026

BILLY BLATTNER  
SAN DIEGO GAS & ELECTRIC COMPANY  
601 VAN NESS AVENUE, SUITE 2060  
SAN FRANCISCO, CA 94102  
R.04-04-026

JERRY BLOOM  
WINSTON & STRAWN LLP  
101 CALIFORNIA STREET, 39TH FLOOR  
SAN FRANCISCO, CA 94111-5894  
R.04-04-026

WILLIAM H. BOOTH  
ATTORNEY AT LAW  
LAW OFFICE OF WILLIAM H. BOOTH  
1500 NEWELL AVE., 5TH FLOOR  
WALNUT CREEK, CA 94556  
R.04-04-026



**R.04-04-026**

Monday, October 29, 2007

GLORIA BRITTON  
ANZA ELECTRIC COOPERATIVE, INC.  
PO BOX 391909  
ANZA, CA 92539  
R.04-04-026

ANDREW B. BROWN  
ATTORNEY AT LAW  
ELLISON, SCHNEIDER & HARRIS, LLP  
2015 H STREET  
SACRAMENTO, CA 95814  
R.04-04-026

DAN L. CARROLL  
ATTORNEY AT LAW  
DOWNEY BRAND LLP  
555 CAPITOL MALL, 10TH FLOOR  
SACRAMENTO, CA 95814  
R.04-04-026

TIMOTHY CASTILLE  
LANDS ENERGY CONSULTING, INC.  
18109 SE 42ND STREET  
VANCOUVER, WA 98683  
R.04-04-026

STEVE CHADIMA  
ENERGY INNOVATIONS, INC.  
130 WEST UNION STREET  
PASADENA, CA 91103  
R.04-04-026

JENNIFER CHAMBERLIN  
STRATEGIC ENERGY, LLC  
2633 WELLINGTON CT.  
CLYDE, CA 94520  
R.04-04-026

CLIFF CHEN  
UNION OF CONCERNED SCIENTIST  
2397 SHATTUCK AVENUE, STE 203  
BERKELEY, CA 94704  
R.04-04-026

WILLIAM H. CHEN  
DIRECTOR, ENERGY POLICY WEST REGION  
CONSTELLATION NEW ENERGY, INC.  
ONE MARKET STREET  
SAN FRANCISCO, CA 94105  
R.04-04-026

THOMAS P. CORR  
SEMPRA ENERGY GLOBAL ENTERPRISES  
101 ASH STREET, HQ16C  
SAN DIEGO, CA 92101  
R.04-04-026

DOUGLAS E. COVER  
ENVIRONMENTAL SCIENCE ASSOCIATES  
225 BUSH STREET, SUITE 1700  
SAN FRANCISCO, CA 94104  
R.04-04-026

BRIAN CRAGG  
ATTORNEY AT LAW  
GOODIN, MACBRIDE, SQUERI, RITCHIE &  
DAY  
505 SANSOME STREET, SUITE 900  
SAN FRANCISCO, CA 94111  
R.04-04-026

JOHN DALESSI  
NAVIGANT CONSULTING, INC.  
3100 ZINFANDEL DRIVE, SUITE 600  
RANCHO CORDOVA, CA 95670-6078  
R.04-04-026

DOUG DAVIE  
DAVIE CONSULTING, LLC  
3390 BEATTY DRIVE  
EL DORADO HILLS, CA 95762  
R.04-04-026

KYLE L. DAVIS  
PACIFICORP  
825 NE MULTNOMAH ST., SUITE 2000  
PORTLAND, OR 97232  
R.04-04-026

DEREK DENNISTON  
THE DENNISTON GROUP, LLC  
101 BELLA VISTA AVE  
BELVEDERE, CA 94920  
R.04-04-026

CHRIS ANN DICKERSON, PHD  
FREEMAN, SULLIVAN & CO.  
100 SPEAR ST., 17/F  
SAN FRANCISCO, CA 94105  
R.04-04-026

WILLIAM F. DIETRICH  
ATTORNEY AT LAW  
DIETRICH LAW  
2977 YGNACIO VALLEY ROAD, 613  
WALNUT CREEK, CA 94598-3535  
R.04-04-026

Paul Douglas  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
AREA 4-A  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

DANIEL W. DOUGLASS  
ATTORNEY AT LAW  
DOUGLASS & LIDDELL  
21700 OXNARD STREET, SUITE 1030  
WOODLAND HILLS, CA 91367  
R.04-04-026

Gretchen T. Dumas  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 4300  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

JOHN DUTCHER  
VICE PRESIDENT - REGULATORY AFFAIRS  
MOUNTAIN UTILITIES  
3210 CORTE VALENCIA  
FAIRFIELD, CA 94534-7875  
R.04-04-026

BARRY H. EPSTEIN  
FITZGERALD, ABBOTT & BEARDSLEY, LLP  
1221 BROADWAY, 21ST FLOOR  
OAKLAND, CA 94612  
R.04-04-026

SAEED FARROKHPAY  
FEDERAL ENERGY REGULATORY  
COMMISSION  
110 BLUE RAVINE RD., SUITE 107  
FOLSOM, CA 95630  
R.04-04-026

DIANE I. FELLMAN  
ATTORNEY AT LAW  
FPL ENERGY, LLC  
234 VAN NESS AVENUE  
SAN FRANCISCO, CA 94102  
R.04-04-026

Julie A. Fitch  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5119  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

LAW DEPARTMENT FILE ROOM  
PACIFIC GAS AND ELECTRIC COMPANY  
PO BOX 7442  
SAN FRANCISCO, CA 94120-7442  
R.04-04-026

CENTRAL FILES  
SAN DIEGO GAS & ELECTRIC  
8330 CENTURY PARK COURT, CP31E  
SAN DIEGO, CA 92123  
R.04-04-026

ROBERT FINKELSTEIN  
ATTORNEY AT LAW  
THE UTILITY REFORM NETWORK  
711 VAN NESS AVE., SUITE 350  
SAN FRANCISCO, CA 94102  
R.04-04-026

Thomas Flynn  
CALIF PUBLIC UTILITIES COMMISSION  
770 L STREET, SUITE 1050  
SACRAMENTO, CA 95814  
R.04-04-026

RYAN FLYN  
PACIFICORP  
825 NE MULTNOMAH STREET  
PORTLAND, OR 97232  
R.04-04-026

SUSAN FREEDMAN  
SAN DIEGO REGIONAL ENERGY OFFICE  
8520 TECH WAY, SUITE 110  
SAN DIEGO, CA 92123  
R.04-04-026

CLARE LAUFENBER GALLARDO  
CALIFORNIA ENERGY COMMISSION  
1516 NINTH STREET, MS-46  
SACRAMENTO, CA 95814  
R.04-04-026

ROBERT B. GEX  
ATTORNEY AT LAW,  
DAVIS WRIGHT TREMAINE LLP  
505 MONTGOMERY STREET, SUITE 800  
SAN FRANCISCO, CA 94111-6533  
R.04-04-026

RAMONA GONZALEZ  
EAST BAY MUNICIPAL UTILITY DISTRICT  
375 ELEVENTH STREET, M/S NO. 205  
OAKLAND, CA 94607  
R.04-04-026

JOE GRECO  
CAITHNESS OPERATING COMPANY  
9590 PROTOTYPE COURT, SUITE 200  
RENO, NV 89521  
R.04-04-026

DANIEL V. GULINO  
RIDGEWOOD POWER MANAGEMENT, LLC  
947 LINWOOD AVENUE  
RIDGEWOOD, NJ 7450  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

Julie Halligan  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 2203  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

TOM HAMILTON  
MANAGING PARTNER  
ENERGY CONCIERGE SERVICES  
321 MESA LILA RD  
GLENDALE, CA 91208  
R.04-04-026

JANICE G. HAMRIN  
CENTER FOR RESOURCE SOLUTIONS  
PO BOX 29512  
SAN FRANCISCO, CA 94129  
R.04-04-026

ARNO HARRIS  
RECURRENT ENERGY, INC.  
220 HALLECK ST., SUITE 220  
SAN FRANCISCO, CA 94129  
R.04-04-026

FRANK W. HARRIS  
REGULATORY ECONOMIST  
SOUTHERN CALIFORNIA EDISON  
2244 WALNUT GROVE  
ROSEMEAD, CA 91770  
R.04-04-026

ARTHUR L. HAUBENSTOCK  
PACIFIC GAS AND ELECTRIC COMPANY  
77 BEALE STREET, B30A  
SAN FRANCISCO, CA 94105  
R.04-04-026

CHRISTOPHER HILEN  
ASSISTANT GENERAL COUNSEL  
SIERRA PACIFIC POWER COMPANY  
6100 NEIL ROAD  
RENO, NV 89511  
R.04-04-026

SETH D. HILTON  
STOEL RIVES  
111 SUTTER ST., SUITE 700  
SAN FRANCISCO, CA 94104  
R.04-04-026

LENNY HOCHSCHILD  
EVOLUTION MARKETS, LLC  
RENEWABLE ENERGY MARKETS  
425 MARKET STREET, SUITE 2200  
SAN FRANCISCO, CA 94105  
R.04-04-026

DAVID L. HUARD  
ATTORNEY AT LAW  
MANATT, PHELPS & PHILLIPS, LLP  
11355 WEST OLYMPIC BOULEVARD  
LOS ANGELES, CA 90064  
R.04-04-026

TAMLYN M. HUNT  
ENERGY PROGRAM DIRECTOR  
COMMUNITY ENVIRONMENTAL COUNCIL  
26 W. ANAPAMU ST., 2/F  
SANTA BARBARA, CA 93101  
R.04-04-026

CAROL J. HURLOCK  
CALIFORNIA DEPT. OF WATER RESOURCES  
3310 EL CAMINO AVE. RM 300  
SACRAMENTO, CA 95821  
R.04-04-026

MICHAEL A. HYAMS  
POWER ENTERPRISE-REGULATORY  
AFFAIRS  
SAN FRANCISCO PUBLIC UTILITIES COMM  
1155 MARKET ST., 4TH FLOOR  
SAN FRANCISCO, CA 94103  
R.04-04-026

MWIRIGI IMUNGI  
THE ENERGY COALITION  
15615 ALTON PARKWAY, SUITE 245  
IRVINE, CA 92618  
R.04-04-026

JONATHAN JACOBS  
PA CONSULTING GROUP  
390 INTERLOCKEN CRESCENT, SUITE 410  
BROOMFIELD, CO 80021  
R.04-04-026

TODD JAFFE  
ENERGY BUSINESS BROKERS AND  
CONSULTANTS  
3420 KEYSER ROAD  
BALTIMORE, MD 21208  
R.04-04-026

MARC D. JOSEPH  
ATTORNEY AT LAW  
ADAMS, BROADWELL, JOSEPH & CARDOZO  
601 GATEWAY BLVD., STE. 1000  
SOUTH SAN FRANCISCO, CA 94080  
R.04-04-026

CATHY A. KARLSTAD  
SOUTHERN CALIFORNIA EDISON COMPANY  
2244 WALNUT GROVE AVE.  
ROSEMEAD, CA 91770  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

JOSEPH M. KARP  
ATTORNEY AT LAW  
WINSTON & STRAWN LLP  
101 CALIFORNIA STREET  
SAN FRANCISCO, CA 94111-5802  
R.04-04-026

RANDALL W. KEEN  
ATTORNEY AT LAW  
MANATT PHELPS & PHILLIPS, LLP  
11355 WEST OLYMPIC BLVD.  
LOS ANGELES, CA 90064  
R.04-04-026

CAROLYN KEHREIN  
ENERGY MANAGEMENT SERVICES  
1505 DUNLAP COURT  
DIXON, CA 95620-4208  
R.04-04-026

STEVEN KELLY  
POLICY DIRECTOR  
INDEPENDENT ENERGY PRODUCERS ASSN  
1215 K STREET, SUITE 900  
SACRAMENTO, CA 95814  
R.04-04-026

DOUGLAS K. KERNER  
ATTORNEY AT LAW  
ELLISON, SCHNEIDER & HARRIS LLP  
2015 H STREET  
SACRAMENTO, CA 95814  
R.04-04-026

NIELS KJELLUND  
PACIFIC GAS AND ELECTRIC COMPANY  
77 BEALE STREET, MAIL CODE B9A  
SAN FRANCISCO, CA 94105-1814  
R.04-04-026

GREGORY S. G. KLATT  
DOUGLASS & LIDDELL  
21700 OXNARD STREET, SUITE 1030  
WOODLAND HILLS, CA 91367-8102  
R.04-04-026

GARSON KNAPP  
FPL ENERGY, LLC  
770 UNIVERSE BLVD.  
JUNO BEACH, FL 33408  
R.04-04-026

SUZANNE KOROSSEC  
CALIFORNIA ENERGY COMMISSION  
1516 9TH STREET  
MS-45  
SACRAMENTO, CA 95184  
R.04-04-026

JOSEPH LANGENBERG  
CENTRAL CALIFORNIA POWER  
949 EAST ANNADALE AVE., A210  
FRESNO, CA 93706  
R.04-04-026

Ellen S. LeVine  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5028  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

JUDE LEBLANC  
BAKER & HOSTETLER LLP  
600 ANTON BLVD., SUITE 900  
COSTA MESA, CA 92626  
R.04-04-026

EVELYN C. LEE  
ATTORNEY AT LAW  
PACIFIC GAS AND ELECTRIC COMPANY  
77 BEALE STREET, MAIL DROP 30A  
SAN FRANCISCO, CA 94105  
R.04-04-026

JOHN W. LESLIE  
ATTORNEY AT LAW  
LUCE, FORWARD, HAMILTON & SCRIPPS,  
LLP  
11988 EL CAMINO REAL, SUITE 200  
SAN DIEGO, CA 92130-2592  
R.04-04-026

DONALD C. LIDDELL, P.C.  
DOUGLASS & LIDDELL  
2928 2ND AVENUE  
SAN DIEGO, CA 92103  
R.04-04-026

KAREN LINDH  
LINDH & ASSOCIATES  
7909 WALERGA ROAD, NO. 112, PMB119  
ANTELOPE, CA 95843  
R.04-04-026

JANICE LIN  
MANAGING PARTNER  
STRATEGEN CONSULTING LLC  
146 VICENTE ROAD  
BERKELEY, CA 94705  
R.04-04-026

GRACE LIVINGSTON-NUNLEY  
ASSISTANT PROJECT MANAGER  
PACIFIC GAS AND ELECTRIC COMPANY  
PO BOX 770000 MAIL CODE B9A  
SAN FRANCISCO, CA 94177  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

Mark R. Loy  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 4205  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

ED LUCHA  
PACIFIC GAS AND ELECTRIC COMPANY  
77 BEALE STREET, MAIL CODE B9A  
SAN FRANCISCO, CA 94105  
R.04-04-026

Burton Mattson  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5104  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

CHARLES MANZUK  
SAN DIEGO GAS & ELECTRIC  
8330 CENTURY PARK COURT, CP 32D  
SAN DIEGO, CA 92123  
R.04-04-026

RICHARD MCCANN  
M.CUBED  
2655 PORTAGE BAY ROAD, SUITE 3  
DAVIS, CA 95616  
R.04-04-026

KEITH MCCREA  
ATTORNEY AT LAW  
SUTHERLAND, ASBILL & BRENNAN  
1275 PENNSYLVANIA AVENUE, NW  
WASHINGTON, DC 20004-2415  
R.04-04-026

KARLY MCCRORY  
SOLAR DEVELOPMENT  
2424 PROFESSIONAL DRIVE  
ROSEVILLE, CA 95677  
R.04-04-026

LIZBETH MCDANNEL  
2244 WALNUT GROVE AVE., QUAD 4D  
ROSEMEAD, CA 91770  
R.04-04-026

KAREN MCDONALD  
POWEREX CORPORATION  
666 BURRAND STREET  
VANCOUVER, BC V6C 2X8  
CANADA  
R.04-04-026

JAN MCFARLAND  
AMERICANS FOR SOLAR POWER  
1100 11TH STREET, SUITE 323  
SACRAMENTO, CA 95814  
R.04-04-026

BRUCE MCCLAUGHLIN  
ATTORNEY AT LAW  
BRAUN & BLAISING P.C.  
915 L STREET SUITE 1420  
SACRAMENTO, CA 95814  
R.04-04-026

ROSEMARY MCMAHILL  
DIRECTOR - REGULATORY AFFAIRS  
CURRENT GROUP LLC  
2500 STECK AVE. NO. 35  
AUSTIN, TX 78757  
R.04-04-026

JAMES MCMAHON  
SENIOR ENGAGEMENT MANAGER  
NAVIGANT CONSULTING, INC.  
3100 ZINFANDEL DRIVE, SUITE 600  
RANCHO CORDOVA, CA 95670-6078  
R.04-04-026

JACK MCNAMARA  
ATTORNEY AT LAW  
MACK ENERGY COMPANY  
PO BOX 1380  
AGOURA HILLS, CA 91376-1380  
R.04-04-026

ELENA MELLO  
SIERRA PACIFIC POWER COMPANY  
6100 NEIL RD.  
RENO, NV 89511  
R.04-04-026

ROSS MILLER  
CALIFORNIA ENERGY COMMISSION  
1516 9TH STREET  
SACRAMENTO, CA 95814  
R.04-04-026

MARCIE MILNER  
CORAL ENERGY RESOURCES, L P  
4445 EASTGATE MALL, SUITE 100  
SAN DIEGO, CA 92121  
R.04-04-026

STEPHEN A. S. MORRISON  
ATTORNEY AT LAW  
CITY AND COUNTY OF SAN FRANCISCO  
1 DR. CARLTON B. GOODLETT PLACE, RM  
234  
SAN FRANCISCO, CA 94102-4682  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

GREGG MORRIS  
GREEN POWER INSTITUTE  
2039 SHATTUCK AVE., SUITE 402  
BERKELEY, CA 94704  
R.04-04-026

DAVID MORSE  
1411 W, COVELL BLVD., SUITE 106-292  
DAVIS, CA 95616-5934  
R.04-04-026

MEGAN MACNEIL MYERS  
ATTORNEY AT LAW  
LAW OFFICES OF MEGAN MACNEIL MYERS  
PO BOX 638  
LAKEPORT, CA 95453  
R.04-04-026

SARA STECK MYERS  
ATTORNEY AT LAW  
LAW OFFICES OF SARA STECK MYERS  
122 - 28TH AVENUE  
SAN FRANCISCO, CA 94121  
R.04-04-026

JESSICA NELSON  
PLUMAS-SIERRA RURAL ELECTRIC CO-OP  
73233 STATE ROUTE 70, STE A  
PORTOLA, CA 96122-7064  
R.04-04-026

DESPINA NIEHAUS  
SAN DIEGO GAS AND ELECTRIC COMPANY  
8330 CENTURY PARK COURT, CP32H  
SAN DIEGO, CA 92123-1530  
R.04-04-026

CHRISTOPHER O'BRIEN  
SHARP SOLAR  
VP STRATEGY AND GOVERNMENT  
RELATIONS  
3808 ALTON PLACE NW  
WASHINGTON, DC 20016  
R.04-04-026

KARLEEN O'CONNOR  
WINSTON & STRAWN LLP  
101 CALIFORNIA STREET  
SAN FRANCISCO, CA 94111  
R.04-04-026

STANDISH O'GRADY  
FRIENDS OF KIRKWOOD ASSOCIATION  
31 PARKER AVENUE  
SAN FRANCISCO, CA 94118  
R.04-04-026

Noel Obiora  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 4107  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

DAVID OLIVARES  
ELECTRIC RESOURCE  
MODESTO IRRIGATION DISTRICT  
PO BOX 4060  
MODESTO, CA 95352  
R.04-04-026

DAVID OLSEN  
IMPERIAL VALLEY STUDY GROUP  
3804 PACIFIC COAST HIGHWAY  
VENTURA, CA 93001  
R.04-04-026

DAVID ORTH  
KINGS RIVER CONSERVATION DISTRICT  
4886 EAST JENSEN AVENUE  
FRESNO, CA 93725  
R.04-04-026

FREDERICK M. ORTLIEB  
OFFICE OF CITY ATTORNEY  
CITY OF SAN DIEGO  
1200 THIRD AVENUE, SUITE 1100  
SAN DIEGO, CA 92101  
R.04-04-026

LAURIE PARK  
NAVIGANT CONSULTING, INC.  
3100 ZINFANDEL DRIVE, SUITE 600  
RANCHO CORDOVA, CA 95670-6078  
R.04-04-026

JUDY PAU  
DAVIS, WRIGHT TREMAINE LLP  
505 MONTGOMERY STREET, SUITE 800  
SAN FRANCISCO, CA 94111-6533  
R.04-04-026

CARL PECHMAN  
POWER ECONOMICS  
901 CENTER STREET  
SANTA CRUZ, CA 95060  
R.04-04-026

JANIS C. PEPPER  
CLEAN POWER MARKETS, INC.  
PO BOX 3206  
LOS ALTOS, CA 94024  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

GABE PETLIN  
3DEGREES  
6 FUNSTON AVENUE  
SAN FRANCISCO, CA 94129  
R.04-04-026

JACK PIGOTT  
OPTISOLAR, INC  
31302 HUNTSWOOD AVENUE  
HAYWARD, CA 94544  
R.04-04-026

RYAN PLETKA  
RENEWABLE ENERGY PROJECT MANAGER  
BLACK & VEATCH  
2999 OAK ROAD, SUITE 490  
WALNUT CREEK, CA 94597  
R.04-04-026

KEVIN PORTER  
EXETER ASSOCIATES, INC.  
5565 STERRETT PLACE  
COLUMBIA, MD 21044  
R.04-04-026

SNULLER PRICE  
ENERGY AND ENVIRONMENTAL  
ECONOMICS  
101 MONTGOMERY, SUITE 1600  
SAN FRANCISCO, CA 94104  
R.04-04-026

RASHA PRINCE  
SOUTHERN CALIFORNIA GAS COMPANY  
555 WEST 5TH STREET, GT14D6  
LOS ANGELES, CA 90013  
R.04-04-026

NICOLAS PROCOS  
ALAMEDA POWER & TELECOM  
2000 GRAND STREET  
ALAMEDA, CA 94501-0263  
R.04-04-026

MARC PRYOR  
CALIFORNIA ENERGY COMMISSION  
1516 9TH ST, MS 20  
SACRAMENTO, CA 95814  
R.04-04-026

NANCY RADER  
CALIFORNIA WIND ENERGY ASSOCIATION  
2560 NINTH STREET, SUITE 213A  
BERKELEY, CA 94710  
R.04-04-026

HEATHER RAITT  
CALIFORNIA ENERGY COMMISSION  
1516 9TH STREET, MS 45  
SACRAMENTO, CA 95814  
R.04-04-026

ERIN RANSLOW  
NAVIGANT CONSULTING, INC.  
3100 ZINFANDEL DRIVE, SUITE 600  
RANCHO CORDOVA, CA 95670-6078  
R.04-04-026

JOHN R. REDDING  
ARCTURUS ENERGY CONSULTING  
44810 ROSEWOOD TERRACE  
MENDOCINO, CA 95460  
R.04-04-026

L. JAN REID  
COAST ECONOMIC CONSULTING  
3185 GROSS ROAD  
SANTA CRUZ, CA 95062  
R.04-04-026

RHONE RESCH  
SOLAR ENERGY INDUSTRIES ASSOCIATION  
805 FIFTEENTH STREET, N.W., SUITE 510  
WASHINGTON, DC 20005  
R.04-04-026

THEODORE ROBERTS  
ATTORNEY AT LAW  
SEMPRA GLOBAL  
101 ASH STREET, HQ 13D  
SAN DIEGO, CA 92101-3017  
R.04-04-026

HAROLD M. ROMANOWITZ  
CHIEF OPERATING OFFICER  
OAK CREEK ENERGY SYSTEMS, INC.  
14633 WILLOW SPRINGS ROAD  
MOJAVE, CA 93501  
R.04-04-026

GRANT A. ROSENBLUM  
STAFF COUNSEL  
CALIFORNIA ISO  
151 BLUE RAVINE ROAD  
FOLSOM, CA 95630  
R.04-04-026

JP ROSS  
VP STRATEGOC RELATIONSHIPS  
SUNGEVITY  
1625 SHATTUCK AVE., STE 210  
BERKELEY, CA 94709  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

ROB ROTH  
SACRAMENTO MUNICIPAL UTILITY  
DISTRICT  
6201 S STREET MS 75  
SACRAMENTO, CA 95817  
R.04-04-026

Nancy Ryan  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5217  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

JUDITH SANDERS  
CALIFORNIA ISO  
151 BLUE RAVINE ROAD  
FOLSOM, CA 95630  
R.04-04-026

DAVID SAUL  
COO  
SOLEL, INC.  
701 NORTH GREEN VALLEY PKY, STE 200  
HENDERSON, NV 89074  
R.04-04-026

Brian D. Schumacher  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
AREA 4-A  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

JENINE SCHENK  
APS ENERGY SERVICES  
400 E. VAN BUREN STREET, SUITE 750  
PHOENIX, AZ 85004  
R.04-04-026

REED V. SCHMIDT  
BARTLE WELLS ASSOCIATES  
1889 ALCATRAZ AVENUE  
BERKELEY, CA 94703-2714  
R.04-04-026

DONALD SCHOENBECK  
RCS, INC.  
900 WASHINGTON STREET, SUITE 780  
VANCOUVER, WA 98660  
R.04-04-026

LINDA Y. SHERIF  
ATTORNEY AT LAW  
CALPINE CORPORATION  
3875 HOPYARD ROAD, SUITE 345  
PLEASANTON, CA 94588  
R.04-04-026

WILLIAM P. SHORT  
RIDGEWOOD POWER MANAGEMENT, LLC  
947 LINWOOD AVENUE  
RIDGEWOOD, NJ 7450  
R.04-04-026

Anne E. Simon  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5024  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

Sean A. Simon  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
AREA 4-A  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

KEVIN J. SIMONSEN  
ENERGY MANAGEMENT SERVICES  
646 EAST THIRD AVENUE  
DURANGO, CO 81301  
R.04-04-026

Donald R. Smith  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 4209  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

AIMEE M. SMITH  
ATTORNEY AT LAW  
SEMPRA ENERGY  
101 ASH STREET HQ13  
SAN DIEGO, CA 92101  
R.04-04-026

CAROL A. SMOOTS  
PERKINS COIE LLP  
607 FOURTEENTH STREET, NW, SUITE 800  
WASHINGTON, DC 20005  
R.04-04-026

JAMES D. SQUERI  
ATTORNEY AT LAW  
GOODIN MACBRIDE SQUERI DAY &  
LAMPREY  
505 SANSOME STREET, SUITE 900  
SAN FRANCISCO, CA 94111  
R.04-04-026

F. Jackson Stoddard  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5040  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026



**R.04-04-026**

Monday, October 29, 2007

CARL STEEN  
BAKER & HOSTETLER LLP  
600 ANTON BLVD., SUITE 900  
COSTA MESA, CA 92626  
R.04-04-026

PATRICK STONER  
PROGRAM DIRECTOR  
LOCAL GOVERNMENT COMMISSION  
1303 J STREET, SUITE 250  
SACRAMENTO, CA 95814  
R.04-04-026

VENKAT SURAVARAPU  
ASSOCIATES DIRECTOR  
CAMBRIDGE ENERGY RESEARCH  
ASSOCIATES  
1150 CONNECTICUT AVENUE NW, STE. 201  
WASHINGTON, DC 20036  
R.04-04-026

KENNY SWAIN  
NAVIGANT CONSULTING  
3100 ZINFANDEL DRIVE, SUITE 600  
RANCHO CORDOVA, CA 95670  
R.04-04-026

KAREN TERRANOVA  
ALCANTAR & KAHL, LLP  
120 MONTGOMERY STREET, STE 2200  
SAN FRANCISCO, CA 94104  
R.04-04-026

LEE TERRY  
CALIFORNIA DEPARTMENT OF WATER  
RESOURCES  
3310 EL CAMINO AVENUE  
SACRAMENTO, CA 95821  
R.04-04-026

PATRICIA THOMPSON  
SUMMIT BLUE CONSULTING  
2920 CAMINO DIABLO, SUITE 210  
WALNUT CREEK, CA 94597  
R.04-04-026

JANE H. TURNBULL  
LEAGUE OF WOMEN VOTERS OF  
CALIFORNIA  
64 LOS ALTOS SQUARE  
LOS ALTOS, CA 94022  
R.04-04-026

ANDREW J. VAN HORN  
VAN HORN CONSULTING  
12 LIND COURT  
ORINDA, CA 94563  
R.04-04-026

ROBIN J. WALTHER  
1380 OAK CREEK DRIVE, NO. 316  
PALO ALTO, CA 94304-2016  
R.04-04-026

DEVRA WANG  
NATURAL RESOURCES DEFENSE COUNCIL  
111 SUTTER STREET, 20TH FLOOR  
SAN FRANCISCO, CA 94104  
R.04-04-026

JAMES WEIL  
DIRECTOR  
AGLET CONSUMER ALLIANCE  
PO BOX 37  
COOL, CA 95614  
R.04-04-026

WILLIAM W. WESTERFIELD III  
ATTORNEY AT LAW  
ELLISON, SCHNEIDER & HARRIS L.L.P.  
2015 H STREET  
SACRAMENTO, CA 95814  
R.04-04-026

Jane Whang  
CALIF PUBLIC UTILITIES COMMISSION  
505 VAN NESS AVENUE  
ROOM 5029  
SAN FRANCISCO, CA 94102-3214  
R.04-04-026

KEITH WHITE  
931 CONTRA COSTA DRIVE  
EL CERRITO, CA 94530  
R.04-04-026

VALERIE J. WINN  
PACIFIC GAS AND ELECTRIC COMPANY  
PO BOX 770000, B9A  
SAN FRANCISCO, CA 94177-0001  
R.04-04-026

REID A. WINTHROP  
PILOT POWER GROUP, INC  
8910 UNIVERSITY CENTER LANE SUITE 520  
SAN DIEGO, CA 92122  
R.04-04-026

RYAN WISER  
BERKELEY LAB  
ONE CYCLOTRON ROAD  
BERKELEY, CA 94720  
R.04-04-026

**R.04-04-026**

Monday, October 29, 2007

JAMES B. WOODRUFF  
SOUTHERN CALIFORNIA EDISON COMPANY  
2244 WALNUT GROVE AVENUE, SUITE 342,  
GO1  
ROSEMEAD, CA 91770  
R.04-04-026

KEVIN WOODRUFF  
WOODRUFF EXPERT SERVICES, INC.  
1100 K STREET, SUITE 204  
SACRAMENTO, CA 95814  
R.04-04-026

VIKKI WOOD  
SACRAMENTO MUNICIPAL UTILITY  
DISTRICT  
6301 S STREET, MS A204  
SACRAMENTO, CA 95817-1899  
R.04-04-026

CATHY S. WOOLLUMS  
MIDAMERICAN ENERGY HOLDINGS  
COMPANY  
106 EAST SECOND STREET  
DAVENPORT, IA 52801  
R.04-04-026

LINDA WRAZEN  
SEMPRA ENERGY REGULATORY AFFAIRS  
101 ASH STREET, HQ16C  
SAN DIEGO, CA 92101  
R.04-04-026

JASON YAN  
PACIFIC GAS AND ELECTRIC COMPANY  
77 BEALE STREET, MAIL CODE B13L  
SAN FRANCISCO, CA 94105  
R.04-04-026

HUGH YAO  
SOUTHERN CALIFORNIA GAS COMPANY  
555 W. 5TH ST, GT22G2  
LOS ANGELES, CA 90013  
R.04-04-026

KATE ZOCCHETTI  
CALIFORNIA ENERGY COMMISSION  
1516 9TH STREET, MS-45  
SACRAMENTO, CA 95814  
R.04-04-026

CALIFORNIA ISO  
151 BLUE RAVINE ROAD  
FOLSOM, CA 95630  
R.04-04-026

MRW & ASSOCIATES, INC.  
1814 FRANKLIN STREET, SUITE 720  
OAKLAND, CA 94612  
R.04-04-026

CALIFORNIA ENERGY MARKETS  
517-B POTRERO AVE.  
SAN FRANCISCO, CA 94110-1431  
R.04-04-026